

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

KENNETH BUCK ALBRITTON

Serial No.: 09/995,615

Examiner: MAI, TRI M.

Filed: 29 November 2001

Art Unit: 3727

For: PORTABLE LOCKER BACKPACK (*amended*)

#16  
Letter  
11/14/03

LETTER

Attn.: Examiner Mai  
Patent & Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Sir.:

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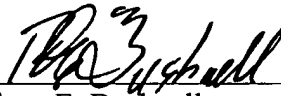
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- Proposed Affidavit of Commercial Success to Be Submitted at the Office Interview filed on 11/10/03;
- Supplemental Amendment After Final filed on 11/21/03;
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The Examiner is respectfully requested to immediately complete the examination of this application. If there are any further delays, the Examiner is respectfully requested to telephone Applicant's undersigned attorney.

**Please kindly acknowledge receipt of all pages.**

Respectfully submitted,



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Folio: P56341  
Date: 12/23/03  
REB/asc

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**SUPPLEMENTAL AMENDMENT AFTER FINAL**

**Mail Stop : AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to an Interview granted on 19 November 2003 with Examiner Tri M. Mai, and attendees Mr. Kenneth Buck Albritton and patent attorney Frank J. Dynda, Registration No. 26726, this Amendment is hereby submitted.

Folio: P56341

Date: 11/21/03

I.D.: REB/FJD/rfc/kf

**IN THE SPECIFICATION**

Please enter the following amendments to the specification, and the Substitute Specification (and Abstract) attached herewith. No new matter has been introduced.

**TITLE OF THE INVENTION**

**~~SPORTS EQUIPMENT BAG, ORGANIZER AND VENTILATOR~~**

**PORTABLE LOCKER BACKPACK**

**CLAIM OF PRIORITY**

[0001] This application makes reference to, incorporates the same herein, and claims all benefits accruing under 35 U.S.C. §119 from a provisional application entitled *Sports Equipment Bag-Organizer and Ventilator* earlier filed under 35 U.S.C. §111(b) in the United States Patent and Trademark Office on 14 December 2000 and there duly assigned Serial No. 60/255,060, and a disclosure document entitled *Sports Equipment Organizer with Locking Device* on 22 March 2001 and there duly assigned Disclosure Document No. 490860.

**BACKGROUND OF THE INVENTION**

**Field of the Invention**

[0002] The present invention relates to a sports equipment bag backpack, and more particularly,

to a bag portable locker backpack (backpack) for organizing sports equipment and related articles while providing ventilation for the sports equipment and the related articles.

### **Description of the Background Art**

[0003] In athletic activities such as hockey, baseball, football, or inline skating, a person may have to carry uniforms, a face mask, helmets, knee pads, and other assorted sports equipment. The assorted equipment ~~have~~ has usually been just placed in a bag backpack where it has been difficult to take out the sometimes heavy and cumbersome equipment and also to perform a visual inventory of the bag backpack. Another problem with the earlier sports equipment ~~bags~~ backpacks was that the equipment and clothing articles related to the sports accumulated perspiration. The bag backpack would cause an increased odor because of the lack of proper ventilation. The damp garment, sports, and athletic equipment, boots and shoes were dried out on purchased racks or spread around on the floor or on furniture. Garments and sports equipment that retain water will mold, mildew, and develop unpleasant odors without adequate air circulation. Equipment in a bag backpack should be dried out, so there is an aggravation of removing equipment from the bag backpack to dry the equipment because if the equipment is left in the bag backpack, there can be damage to equipment if the equipment cannot fully dry. It is a cumbersome process of taking the equipment out of the bag backpack. Unloading the conventional sports bag backpack and placing the items around an area to allow for air-drying is time consuming, visually unpleasant, and consumes space. This procedure also increases the chance of misplacing an item and leaving it behind. Conventionally vented ~~bags~~ backpacks offer limited benefit due to the density of

equipment obstructing air penetration inside the bag backpack.

[0004] A travel and sports organizer bag backpack, equipped with a method of air circulation is needed to effectively air dry articles without complex and expensive structures as well as being an organization and space saving tool that allows for quick and easy use.

### SUMMARY OF THE INVENTION

[0005] It is therefore an object to have a bag backpack that can effectively air dry articles without complex and expensive structures as well as being an organization and space saving tool.

[0006] It is another object to have a bag backpack that can have the contents viewed quickly for use.

~~[0007] It is yet another object to have a bag that can be locked quickly to a locker without extensive extra parts.~~

[0008] It is still yet another object to have a bag backpack that can ventilate while being in a closed position.

[0009] It is yet another object to have a bag backpack that can ventilate while being in an open or folded position.

[0010] It is another object to have a bag backpack that can be easily hung up to allow a flat view of the contents.

[0011] It is yet another object to save time by being able to hang up all contents of a bag backpack at the same time.

[0012] It is still another object to have a bag backpack that can organize objects in a bag

backpack in a systematic manner.

[0013] It is another object to have objects organized in a single plane.

[0014] To accomplish the above and other objectives, the present invention provides a bag backpack including a back wall having a hook accommodating the hanging of the bag backpack when opened, a plurality of compartments on a front surface of the back wall, the plurality of compartments having a front portion being of a mesh or netted material accommodating a view of the objects and a circulation of air within the compartments. The compartments can have shelves projecting from the back wall to accommodate the objects. The wall can be folded or rolled to close the back wall into the bag backpack for carrying by ~~the handles through hands or by~~ shoulder straps on a back of a user. ~~The bag may include a locking bar or another object designed to prevent removal of the bag (connection accommodating the bag to lock) on a zipper enclosing the bag~~ backpack that can be used to secure the bag to a locker.

### BRIEF DESCRIPTION OF THE DRAWINGS

[0015] A more complete appreciation of this invention, and many of the attendant advantages thereof, will be readily apparent as the same becomes better understood by reference to the following detailed description when considered in conjunction with the accompanying drawings in which like reference symbols indicate the same or similar components, wherein:

~~[0016] Fig. 1 is a perspective view of the object holder of a bag in an opened flat position;~~

~~[0017] Fig. 2 is a view of a bag having the object holder of Fig. 1 folded up and having handles for hand carrying;~~

[0018] Fig. 3 is a view of a bag backpack having straps back strap attached to the object holder of Fig. 1 folded to provide a backpack;

~~[0019] Fig. 4 is view of another embodiment having the object holder of Fig. 1 connected to the inside portion of a container portion of the bag;~~

~~[0020] Fig. 5 is a plan view of an object holder of another embodiment in an opened position;~~

~~[0021] Fig. 6 is a plan view of the object holder of Fig. 5 in a closed position and secured to a locker;~~

[0022] Fig. 7 is a perspective view of a backpack having the object holder in a closed position;

[0023] Fig. 8 is another embodiment of a backpack in an open position;

~~[0024] Fig. 9 is another embodiment of a handbag in an open position;~~

[0025] Fig. 10 is ~~[[the]]~~ a backpack of Fig. 8 in a closed position;

~~[0026] Fig. 11 is a strap of the backpack of Fig. 8;~~

~~[0027] Fig. 12 is a plan view of the bag of Fig. 5 in an open position;~~

[0028] Fig. 13 is another embodiment of the opening of the bag backpack of Fig. 5;

[0029] Fig. 14 is a view of a loop in the bag backpack of Fig. 5;

[0030] Fig. 15 is a plan view of the backpack of Fig. 8 having wheels;

~~[0031] Fig. 16 is a view of the bag of Fig. 9 in the closed position with loops for attaching a hanging hook for secure closing;~~

[0032] Fig. 17 is view of the backpack of Fig. 10 having a mesh sidewall;

~~[0033] Fig. 18 is a view of a bag folded in reverse; and~~

[0034] Fig. 19 is a view of a bag backpack accommodating longer items.



Fig. 20 is a view of a backpack accommodating backstraps.

### DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS

~~{0035}—Turning now to the drawings, as seen in Fig. 1, an object holder 10 can be hung by a hook 12 on to a locker or other stationary area so that the equipment and other articles can be easily seen and used. The object holder 10 can be a bag itself or an insert within another bag. The object holder 10 does not necessarily have to hang vertically or hang at all. The object holder 10 can also be positioned on top of a bench or on a floor horizontally to allow for access to the equipment or any other position where the equipment or objects held by the object holder 10 can be viewed. Objects such as sports equipment, clothing, shoes, boots, ice skates, ski boots, and other objects can be placed in the different compartments of the object holder 10.~~

~~{0036}—The object holder 10 can be made of canvas, vinyl such as PVC (polyvinyl chloride), plastic, other types of polyester or fabric material that allows for folding or rolling up for storage. The object holder 10 can be made of flexible material.~~

~~{0037}—The compartments, or chambers are built into the object holder 10 to accommodate objects to be organized and dried. The chambers or compartments can be expanded to accommodate the articles. One or more zippers 22 or a hook 12 and loop 120, releasable fasteners 34 or velcro along the top of the bag function to close the bag and allow access into the bag chambers to facilitate the introduction of articles into the bag chamber and removal of the articles from the bag. In Fig. 1 for example, a mouth piece 18 is placed in the upper left compartment 20, while the upper right compartment 26 can hold articles such as a puck 24. Both the upper left 20 and upper right 26 compartments can be closed by using zippers 22. Other types of devices other~~

~~than zippers 22 may be used to close the top compartments. Since the articles are small, the zippers or other similar fasteners help to close the upper left and right compartments 20 and 26.~~

~~{0038} A third compartment 30 below the upper compartments 22 and 26 may have equipment such as hockey gloves 32. The third compartment 30 may have fasteners 34 allowing for quick access to the hockey gloves 32. A clasp or other fastener 34 can be sufficient for holding the items because when folded, the pressure of the items will hold the items in place. Elastic bands may be used with the snap fasteners 34 to allow for the pocket to be stretched out while placing equipment inside. A portion or all of top border 36 can be of an elastic or resilient material. Velcro may also be used in place of the snap fasteners 34. The top border area 36 which is open for access to the gloves 32 when the fastener 34 is open. However, when the fastener 34 is closed, the top border area 36 is pulled closer to the back portion or wall 16, thereby preventing articles such as the gloves 32 from releasing from the third compartment 30. The bag can be without fastener 34 because once the bag is closed, the pressure of the equipment or gear against each other can prevent articles from falling out.~~

~~{0039} A fourth compartment 38 disposed below the third compartment 30 is made similar to the third compartment 30. A mesh (netted) material 14 is stitched or connected in some other manner to the border material 40. The border material 40 can be stitched or through another method connected with the back wall 16 of the object holder 10 made of material such as canvas. The upper border material 42 is not connected to the back wall 16, thus allowing access to equipment within the compartment. The compartments can be varied in terms of the size, quantity and location within the bag depending on the sport or activity.~~

~~[0040]—The mesh (netted) material 14 allows for a person to easily locate an equipment item and the mesh also provides for ventilation of the articles. The partially see-through material allows for a fast inventory to confirm that all gear needed is packed. The object holder 10 may either be hung up for ventilation or positioned at any angles such as horizontal to the ground such as on a bench or ground. The object holder 10 just needs to be in the open position as shown in Fig. 1, allowing for exposure of the equipment through the mesh material 14. Materials other than mesh 14 can be used in the alternative such as any other material that allows for ventilation and visibility of equipment stored within the compartment. The mesh material allows the air to be exhausted from the compartments through the air vents.~~

~~[0041]—A fifth compartment 44 below the fourth compartment can have a plurality of sub-compartments that can hold various smaller equipment. The fifth compartment holds smaller items and materials relatively flat and allows the bag to fold over. A sixth compartment 46 below the fifth compartment 44 can be substantially V-shaped or U-shaped having for example a flat portion 48 truncating the vertex of the V-shaped fifth compartment 46. The V-shaped compartment 46 or pocket provides for a helmet 50 or other large object such as a soccer ball that can fit for example between the skates 52 or boots. The V-shape accommodates an efficient use of space and allows for the object holder 10 to sit evenly for easier storage. The helmet 50 sits snugly between the pair of skates allowing not only efficient and easy access, but also better ventilation. Multiple equipment items are not on top of each other to prevent the efficient drying of wet equipment. The middle section such as the fifth compartment 44 needs to be smaller so that it holds smaller items accommodating an easier closing of the bag. The middle section 44 can also~~

be flat to accommodate an easier closing of the bag.

~~{0042}— In the seventh compartment 54, the in-line skates 60 or some other pair of boots, are positioned on each end with a top portion 58 of the compartment and the side portions 56 of the compartment 54 being closed. The side portions 56 are not made of a mesh material but of a solid see-through material or a solid material that is not see-through so that when the skates for instance are placed in the seventh compartment 54, the wheels or blades will not wear out the mesh material prematurely. The open area 62 allows for a better ventilation of the boots, since the opening portion of the boots is in an open area 62 allowing for free air flow without even the mesh (netted) surface.~~

~~{0043}— A horizontal fastener 64 is situated between the left and right side 54a and 54b of the seventh compartment 54. The horizontal fastener 64 as opposed to the vertically disposed fasteners 34 on the other compartments, allow for an efficient access to the boots or inline skates 60. When unattached, the fasteners 64 allow for the top 58 and side portions 56 of the left and right 54a and 54b of the seventh compartment 54 to open fully to allow for access to the large boots or skates. Other types of equipment may be organized within the compartments or pockets. Other type of fasteners may also be used.~~

~~{0044}— Referring to Fig. 2, the object holder 10 in one embodiment can be folded up or rolled up to form a bag 110 allowing for the object holder 10 to be carried. The rolling or folding also keeps the equipment inside relatively stationary within the bag 110 when the bag 110 is closed. The jiggling of large or small equipment can otherwise cause damage to the equipment and create noise when transporting. The hook 12 or other similar fastening device is detachably connected~~

~~to a sleeve or loop 120 formed on the back side 140 of the back wall 16 of the object holder 10. Using the hook 12 to fasten together the bag 110 helps to avoid adding other components to the bag backpack 110, thereby reducing the cost of manufacture. Other types of fasteners can also be used. The adjustable hooking mechanism 142 including the hook 12 and the adjustment portion 144 attached at the top of the object holder 10 allows a user to hang the bag 110 up to access the objects stored in the bag 110 and allow for air flow into the objects. The adjustable hooking mechanism 142 by adjusting the length of the adjustable strap 146 through the adjustment portion 144, also allows the bag 110 to still ventilate while the bag is in a closed position when the hooking mechanism 142 is connected to the sleeve 120. Although the ventilation in the closed position is much less than when the bag 110 is in the open position. The adjustable strap can provide some air flow into the bag 110 if it is loosened slightly. Even when tightly fastened, some air flow is still allowed through the unattached sides 148 of the object holder 10. Air flow is also allowed through the open sides 150 of the bag 110. When the bag 110 is folded, on the left and right sides have open sides 150 to allow for air ventilation. The mesh material 14 of the compartments are also exposed on the open sides 150 to ventilate the bag. Since, the bag has open sides 150 on both sides of the bag, this allows for a cross ventilating airflow that makes the drying more efficient. The bag 110 in an opened position such as when the bag 110 is hung or laid flat on a bench is the most efficient method of ventilating and drying the objects held by the bag. However, the structure of the bag also allows for a certain amount of ventilation while the bag is in a closed position such as when the hook 12 is secured to the sleeve 120. The object holder 10 can be laid in any space available such as the back seat or in the trunk of a vehicle while~~

transporting the bag 110. For instance, sports teams may lay the bag 110 on the grass outside for drying. The equipment stays together and is easily returned to the original position for moving to another location. Since the hook 12 is attached to the adjustable strap 146 allowing the bag 110 to be adjusted to rest on the floor for instance, thereby taking the weight off the bag 110 and support.

[0045] To allow for an efficient way to transport the bag 110, a handle 130 is attached to the back side 140 of the top portion 160 and another handle 130 is attached to the bottom portion 170 of the object holder 10. The handles 130 can for example be attached to the left 130a and right side 130b to the object holder 10 to allow for a user to grasp with a hand both handles 130 so that the bag 110 can be transported. Referring to Fig. 18, the bag can be folded in reverse with the compartments on the outside allowing for ventilation.

[0046] The top portion 160 can for example overlap the bottom side 170 of the object holder 10 in order to fasten the bag together. The opposite arrangement can also be true where the bottom portion 170 overlaps the top portion 160. In another arrangement, neither the top portion 160 or the bottom portion 170 overlaps each other. Other types of securing mechanisms can be used to close the bag 110 such as a zipper or other types of fasteners. The bag 110 can also have a shoulder strap 162.

[0047] In another embodiment of the present invention, as seen in Fig. 3, the object holder 10 can be folded to form backpack or bag 210 allowing a user to have one or both handles 220 supported by the shoulders of a user. For example, the top portion 160 can be folded to meet with the bottom portion 170 of the object holder 10 to connect the two sides using the

adjustment strap 146. The backpack 210 can be connected ~~in the same way as in seen by the bag 110 or in some other similar fashion allowing for the adjustment connection between the top portion 160 and bottom portion, or no adjustment, but just a connection between the two portions~~ of the object holder 10. The pair of handles 220 can for example be placed on one side of the object holder on opposite ends of the back side 140 of the object holder. The position of the ~~handles~~ backpack straps are such that a user can carry the backpack 210 on both shoulders at the same time if needed. The top portion 220a of the handle 220 is coupled on the top portion of the backpack 210 and the bottom portion 220b of the handle 220 is positioned below the top portion 220a of the handle 220. Other configurations of the handles 220 can be made as long as a user may carry the ~~bag~~ backpack 210 on both shoulders at the same time. ~~A V-shaped compartment such as the sixth compartment 46 is not preferable in a the backpack 210 when the backpack 210 is typically more narrow in shape.~~

~~{0048}—In another embodiment of the present invention, as seen in Fig. 4, the object holder 10 has a bottom portion 170 connected to an internal section 314 of a container portion 330 to form a bag 310. The container portion 330 can be for example be rectangular in shape with a top portion 340 cut out into a flap 320 that can close the compartment 350 within the container portion 330. The flap 320 for example may close the container portion 330 by a zipper for example or other similar device. When the flap portion 320 is unattached from the container portion 330, the object holder 10 can be raised out of the container portion 330 allowing the object holder 10 to be hung by the hook 12 or laid flat on a surface. The container portion 330 allows for a convenient storage or hanging of the object holder 10. The container portion 330 also provides for further~~

~~storage of items. The container portion can be have a rectangular shape or any other type of shape depending on the use and size of the objects.~~

~~{0049} In another embodiment of the present invention, as seen in Fig. 5, the object holder 420 can have a portion such as the bottom portion 470 have shelves that project out of the back wall 440. The object holder 420 when opened can be hooked to locker hook 414 for example or any other location that can support a hook 412. A first compartment 424 can be closed with a zipper 426 to hold a variety of objects. A mirror 428 just below the first compartment 424 is added for uses such as applying make-up, tying a man's tie, or other uses where a mirror is appropriate. Below the mirror 428 is a second compartment 448 holding objects in a vertical position with respect to the vertically hung bag 410. Objects such as toiletries such as shampoo and conditioner may be inserted into the second compartment 448 through an opening in the upper portion 448a. The compartment may or may not be of a mesh (netted) or see-through material allowing for a quick view of the internal objects and also allow for ventilation of the objects.~~

~~{0050} A first shelf 442 projects out of the back wall 440. The first shelf 442 has side walls 444 and 446 that accommodates the closing of the object holder 420 to form a bag 410. The side walls 444 and 446 and shelf 442 accommodates the width of the objects in the second compartment 448. The second compartment 448 is located above the first shelf 442 towards the middle portion 464 of the object holder 420. The first shelf 442 is set back a predetermined distance  $L_1$  to allow the top portion of the object holder to close the object holder to form a bag 410. The set back of  $L_1$  provides an even surface of the bag 410 when the bag 410 is closed for transporting as seen in Fig. 6.~~



~~{0051} The left and right side walls 444 and 446 extend from the middle portion 464 to the end of the bottom portion 470 of the object holder 420. The side walls 444 and 446 accommodate a third compartment 450 and a fourth compartment 456. The third compartment is bordered by the back wall 440 on a back side, the first shelf 442 being a top side, the left and right side walls 444 and 446, and the second shelf 454 as the bottom portion of the third compartment 450. A mesh (netted) strip 452 is connected from a portion of the left side wall 444 to a portion of the right side wall 446. The mesh strip 452 is also connected to a second shelf 454. The mesh strip 452 covers only a portion of the opening of the third compartment 450. The third compartment 450 accommodates a horizontal loading of objects when the object holder 420 is hanging open vertically. The mesh strip 452 contains the objects within the third compartment 450 so that the objects will not fall out of the object holder 420 when the object holder 420 is hung. Since the mesh strip 452 encloses only a portion of the opening of the third compartment 450, there is easy and quick access for a user to insert various objects within the compartment. The mesh strip 452 because of the mesh material accommodates a user to be able to view the contents in their entirety while still allowing for an increased ventilation of the objects within the third compartment 450. The third shelf 454 is set back in the compartment from the outer edge of the side walls 444 and 446 a predetermined distance similar to the set back of the first shelf. The set back distances can be varied also if needed.~~

~~{0052} The fourth compartment 456 located below the third compartment is constructed in the same manner as the third compartment. The opening of the fourth compartment 456 is partially enclosed by the mesh (netted) strip 458 while the bottom shelf 472 serves as the bottom portion~~

of the fourth compartment and also an end portion of the object holder 420. The third shelf 472 is not set back from the outer edges 444b and 446b of the side walls 444 and 446, respectively like the first and second shelf 442 and 454. However, the mesh strip 458 is set back from the outer edges 444b and 446b to accommodate the closing the bag 410 with the top portion 460 of the object holder 420 being folded over in the set back area of  $L_4$ .

[0053]—The top portion 460 of the object holder 420 has a width  $L_3$  much smaller than the width  $L_2$  of the third self 420. The thinner top portion 460 then can fold within the set back area of  $L_4$  and fit in gap between the top sides 444a and 446a of the left and right side walls 444 and 446. Then the top portion 460 is folded around the first, second, and third shelves 442, 454, and 472 within the set back width  $L_4$ .

[0054]—A handle 488 is connected on the left side wall 444, and another handle 488 is connected on the right side wall 446 so that when closed, the bag 420 can be easily transported as seen in Fig. 6. A zipper 480 for example can be located adjacent to the outer edges 444b and along the top portion 444a of the side wall 444. A second zipper 482 for example can be located adjacent to the outer edges 446b and along the top portion 446a of the side wall 446. The two zippers 480 and 482 run the length of the bag 410 to allow the unfolding and hanging of the bag 410 on a hook 414 for example. The two zippers 480 and 482 can also be a single zipper having two sliding parts on each side of the bag closing and opening the interlocking tabs disposed along the length of the bag.

[0055]—The two zippers 480 and 482 have the sliding parts 480a and 482a, respectively, connected together by a locking bar 490. When the bag 410 is closed, the locking bar 490 inside

for instance between the doors 510 and the body 520 of a gymnasium locker 500. The locking bar 490 is wider  $L_4$  than the width  $L_5$  of the gymnasium locker 500. The locking bar 490 can also be an object of another shape such that the dimensions of the object exceed the opening dimensions between the door and the locker once the locker is closed. For example, when the object is spherical, the diameter exceeds the opening distance "d" between the door 510 and the body 520 of the locker 500, so that the object cannot be removed from the closed locker. Once, the gymnasium locker 500 is secured by for instance a lock 530, the bag 410 is held in place by the locked door 510. A thief will not be able to pick up the bag 410 without having to rip open the bag 410. When the bag 410 is in the closed position as shown in Fig. 6, the bag itself may be secured, such that when the bag 410 has the locking bar 490 within the gymnasium locker 500, the bag 410 cannot be opened. This allows a user to have open access to bag 410 even when the locker 500 is closed without having to worry about if someone will steal the bag. The locking bar 490 also allows a user to not have to shove the bag within the locker 500. The bag 410 with the locking bar 490 can be opened and locked without having to move the bag. Furthermore, if the bag 410 is larger than the locker 500, it can still be securely used by being placed outside of the locker 500. Further, since the bag 410 can be placed outside of the locker 500, then more room is allowed within the locker 500 to store other objects. The bag 410 can be secured quickly to the locker 500 without having to add an extra securing mechanism. When the locker 500 is opened, a user can take the bag 410 with them.

{0056} The locking bar 490 can be made adjustable to accommodate different sizes of lockers 500.

~~[0057] The bag 410, which can be used for gymnasium activities for example, may have a plastic liner included to store wet clothing or a bathing suit. The bag 410 can have the zipper 492 along the edges of the walls open up with the side walls being on the bottom portion as seen in Fig. 12 or as seen in Fig. 13, the zipper 495 opens the bag having the side walls 494 being on the top portion where the top portion can be hooked to an door or shelf. As seen in Fig. 14, a loop 498 at the top of the bag allows hangers of clothes to be attached.~~

[0058] The object holder 420 as seen in Fig. 5, can also be enclosed as seen in the bag backpack of 610 as seen in Fig. 7. The bag backpack 610 has an object holder such as the object holder 420 or the object holder 10. The object holder 620 has a pair of ~~handles~~ shoulder straps along the length of one side on the back wall 640 of the object holder 620. The ~~handles~~ shoulder straps 688 allow a user to carry the bag backpack 610 around both shoulders on their back like a backpack. A zipper 680 or other connector type closes the bag backpack 610. Additional pockets 630 may be added to the outside of the bag backpack 610 to allow additional storage and quicker access when the bag backpack 610 is closed.

[0059] A backpack 710, as seen in Fig. 8 has a hook 712 that is shaped to hang on top of a door. The hook 712 is attached to a strap 713 that allows the bag backpack to rest on the floor, thereby reducing the weight on the hanging structure. A clasp 714 are attached on the pockets 770 to help secure items inside. The clasp 714 can be substituted with velcro or other similar means. Elastic is sewn into the strap 716 to keep the strap 716 at the top of each compartment straight and assist in securing the items in the compartments. Smaller items are stored in the middle compartments 718 and are structured to allow the top to fold down smoothly. Side handles 720 are sewn into the

side walls 724 to accommodate additional carrying options. A mesh wall 722 is used to hold any smaller items in the bottom and the wall 722 assists in holding the sides together.

~~{0060} In another embodiment, as seen in Fig. 9, the bag 810 has a hook 812 for hanging on top of a door or other stationary structure. The hook 812 is attached to a strap 813 that allows the bag to rest on the floor, thereby reducing the weight on the hanging structure. A clasp 814 are attached on the compartments 870 to help secure items inside. The clasp 814 can be substituted with velcro or other similar means. Elastic is sewn into the strap 816 to keep the strap 816 at the top of each compartment straight and assist in securing the items in the compartments. Smaller items are stored in the middle compartments 818 and are structured to allow the top to fold down smoothly. Handles 828 are connected to the top and bottom portions of the bag to accommodate the carrying of the bag 810. An adjustable strap 830 can hold additional items or hold in place items such as clothes. Referring to Fig. 16, the bag 810 has a webbing attached to the outside of the bag 810 to allow securing of the hook 812 and holding the bag closed.~~

[0061] As seen in Fig. 10, the backpack 710 is in a closed position. The backpack 710 has a top mesh pocket 732 and a bottom mesh pocket 730. Each of the pockets has only a portion that is made of mesh material and the remaining portion of the pockets being of solid material that is not see-through. Solid material that is not see-through is a material that one cannot see through with an unaided eye. The mesh materials 730 and 732 accommodate a ventilation of the pockets. The bottom pocket with the mesh material 730 can have door zippers 740. I-rings are attached to the front portion of the closed backpack to allow for attachments such as bungee cord to attach additional items such as camping equipment or snowboards. An adjustable strap 734 is

transversely disposed near the middle section of the front portion of the closed backpack 710. The adjustable strap 734 can secure bulky items such as butt-pads for ice hockey. The butt-pads for instance can hook to the outside with the adjustable clasp 736. The adjustable strap 734 allows for the size of the backpack 710 to be not excessively large since the adjustable strap can take care of extremely bulky equipment. Since, the backpack 710 can be carried on the back of a user, an excessively large bag backpack may not be desirable. A handle 728 is attached to the top portion of the backpack 720 allowing further flexibility for a user to carry the backpack 710. The backpack 710 can be closed from an open position as seen in Fig. 8 to the closed position as seen in Fig. 10 with a zipper 738 or other fastening means. The side walls 724 can be of a solid material that may or may not accommodate ventilation or the side walls can be of a mesh material 725 as seen in Fig. 17 that accommodates a ventilation of the inside of the bag backpack 710 through the side walls. The mesh material 725 being on the side walls (on both sides of the bag backpack) is important because all the inner compartments 770 can be ventilated properly. If both side walls are made of a material that allows ventilation like the mesh material 725, then a cross vent is created to increase the ventilation of the inner compartments (pockets) 770. Furthermore, because the material mesh 725 material is on the side walls, it is not so prone to being worn out as if it was on the front or back side of the bag backpack. The side walls 724 extend from each side of the bottom portion 782 of the back wall 780 of the backpack 710 where the bottom portion 782 of the back wall 780 of the backpack 710 has a greater width than the top portion 784 of the back wall 780 of the backpack 710. The side walls 724 form angles with the extended portion 786 of the bottom back wall 782 of the backpack 710 accommodating a backpack that closes all sides

which then stop any loose items that get out of the compartments 770 from being released from the bag backpack 710.

[0062] Looking at Fig. 11, the backpack 710 (and also on bag backpack 810) can have also a strap 752 secured to the top of the bag backpack 710 that allows for clothes hangers to hang for jerseys or street clothes. A 1 inch webbing 756 under 1 ½ inch webbing is added before stitching. A 1 inch webbing is placed under top clasp before stitching. There must be enough slack allowed for attachment of hangers holding jersey or other clothes. The total webbing length being added appears to be about 6 inches. The 6 inches allows for one inch to be under the top webbing for securement and one inch to be under other clasp strap 758 with four inches exposed allowing for enough slack to hang hangers for jerseys and clothes. A clasp 754 is attached to the clasp strap 752 for hanging the jerseys or street clothes.

[0063] Wheels can also be added to any of the above embodiments allowing a user to cart the bag backpack. The backpacks 210, 610, and 710 may especially have wheels on a bottom portion allowing for a user to cart the backpacks 210, 610, and 710. Referring to Fig. 15, the backpack 910 is the same as backpack 710 except that backpack 910 includes a pair of wheels 920 that allows for the backpack 910 to be transported on the ground by rolling the backpack along the ground or other surface by pulling from the handle 940. ~~The backpack 910 further includes a pair of straps 930 accommodating a user to carry the backpack 910 on his or her back.~~

[0064] Referring to Fig. 19, straps 790 can be used to secure longer items 792 to sides of the bag backpack 710. The straps 790 may include fasteners such as velcro, clasps and other means of attachment. The straps 790 can be elastic allowing a user to slide items in the openings. Mesh

pockets can also be used for holding the longer items 792 in place.

[0065] As seen above, the present invention provides for a bag backpack and organizer that is equipped with a method of air circulation to effectively air dry articles without complex and expensive structures as well as being an organization and space saving tool. The bag backpack provides for a quick inventory and access of the objects organized within the bag backpack. ~~The bag also provides for an easy mechanism of locking the bag to a stationary object.~~

[0066] While the invention has been particularly shown and described with reference to the preferred embodiments thereof, it will be understood by those skilled in the art that the foregoing and other changes in form and details may be made therein without departing from the spirit and scope of the invention.



**IN THE ABSTRACT**

Please enter the amendments to the Abstract, as follows:

A bag backpack includes a back wall having a hook accommodating the hanging of the bag backpack when opened, a plurality of compartments on a front surface of the back wall, the plurality of compartments having a front portion being of a mesh material accommodating a view of the objects and a circulation of air within the compartments. The compartments can have shelves projecting from the back wall to accommodate the objects. The wall can be folded or rolled to close the back wall into the bag backpack for carrying by the ~~handles~~ shoulder straps through hands or on a back of a user. ~~A locking bar on a zipper enclosing the bag can be used to secure the bag to a locker.~~

# **SUBSTITUTE SPECIFICATION**

## **TITLE OF THE INVENTION**

### **PORTABLE LOCKER BACKPACK**

#### **CLAIM OF PRIORITY**

[0001] This application makes reference to, incorporates the same herein, and claims all benefits accruing under 35 U.S.C. §119 from a provisional application entitled *Sports Equipment Bag-Organizer and Ventilator* earlier filed under 35 U.S.C. §111(b) in the United States Patent and Trademark Office on 14 December 2000 and there duly assigned Serial No. 60/255,060, and a disclosure document entitled *Sports Equipment Organizer with Locking Device* on 22 March 2001 and there duly assigned Disclosure Document No. 490860.

#### **BACKGROUND OF THE INVENTION**

##### **Field of the Invention**

[0002] The present invention relates to a sports equipment backpack, and more particularly, to a portable locker backpack (backpack) for organizing sports equipment and related articles while providing ventilation for the sports equipment and the related articles.

### **Description of the Background Art**

[0003] In athletic activities such as hockey, baseball, football, or inline skating, a person may have to carry uniforms, a face mask, helmets, knee pads, and other assorted sports equipment. The assorted equipment has usually been just placed in a backpack where it has been difficult to take out the sometimes heavy and cumbersome equipment and also to perform a visual inventory of the backpack. Another problem with the earlier sports equipment backpacks was that the equipment and clothing articles related to the sports accumulated perspiration. The backpack would cause an increased odor because of the lack of proper ventilation. The damp garment, sports, and athletic equipment, boots and shoes were dried out on purchased racks or spread around on the floor or on furniture. Garments and sports equipment that retain water will mold, mildew, and develop unpleasant odors without adequate air circulation. Equipment in a backpack should be dried out, so there is an aggravation of removing equipment from the backpack to dry the equipment because if the equipment is left in the backpack, there can be damage to equipment if the equipment cannot fully dry. It is a cumbersome process of taking the equipment out of the backpack. Unloading the conventional sports backpack and placing the items around an area to allow for air-drying is time consuming, visually unpleasant, and consumes space. This procedure also increases the chance of misplacing an item and leaving it behind. Conventionally vented backpacks offer limited benefit due to the density of equipment obstructing air penetration inside the backpack.

[0004] A travel and sports organizer backpack, equipped with a method of air circulation is needed to effectively air dry articles without complex and expensive structures as well as being an organization and space saving tool that allows for quick and easy use.

## SUMMARY OF THE INVENTION

[0005] It is therefore an object to have a backpack that can effectively air dry articles without complex and expensive structures as well as being an organization and space saving tool.

[0006] It is another object to have a backpack that can have the contents viewed quickly for use.

[0007] It is still yet another object to have a backpack that can ventilate while being in a closed position.

[0008] It is yet another object to have a backpack that can ventilate while being in an open or folded position.

[0009] It is another object to have a backpack that can be easily hung up to allow a flat view of the contents.

[0010] It is yet another object to save time by being able to hang up all contents of a backpack at the same time.

[0011] It is still another object to have a backpack that can organize objects in a backpack in a systematic manner.

[0012] It is another object to have objects organized in a single plane.

[0013] To accomplish the above and other objectives, the present invention provides a backpack including a back wall having a hook accommodating the hanging of the backpack when opened, a plurality of compartments on a front surface of the back wall, the plurality of compartments having a front portion being of a mesh or netted material accommodating a view of the objects and a circulation of air within the compartments. The compartments can have shelves projecting from the back wall to accommodate the objects. The wall can be folded or rolled to close the back wall

into the backpack for carrying by by shoulder straps on a back of a user.

### **BRIEF DESCRIPTION OF THE DRAWINGS**

[0014] A more complete appreciation of this invention, and many of the attendant advantages thereof, will be readily apparent as the same becomes better understood by reference to the following detailed description when considered in conjunction with the accompanying drawings in which like reference symbols indicate the same or similar components, wherein:

[0015] Fig. 3 is a view of a backpack having back strap attached to the folded backpack;

[0016] Fig. 7 is a perspective view of a backpack having the object holder in a closed position;

[0017] Fig. 8 is another embodiment of a backpack in an open position;

[0018] Fig. 10 is a backpack in a closed position;

[0019] Fig. 13 is another embodiment of the opening of the backpack of Fig. 5;

[0020] Fig. 14 is a view of a loop in the backpack of Fig. 5;

[0021] Fig. 15 is a plan view of the backpack of Fig. 8 having wheels;

[0022] Fig. 17 is view of the backpack of Fig. 10 having a mesh sidewall;

[0023] Fig. 19 is a view of a backpack accommodating longer items.

[0024] Fig. 20 is a view of a backpack accommodating backstraps.

### **DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS**

[0025] In another embodiment of the present invention, as seen in Fig. 3, the object holder 10 can be folded to form backpack 210 allowing a user to have one or both handles 220 supported by the shoulders of a user. For example, the top portion 160 can be folded to meet with the bottom

portion 170 of the object holder 10 to connect the two sides using the adjustment strap 146. The backpack 210 can be connected between the two portions of the object holder 10. The pair of handles 220 can for example be placed on one side of the object holder on opposite ends of the back side 140 of the object holder. The position of the backpack straps are such that a user can carry the backpack 210 on both shoulders at the same time if needed. The top portion 220a of the handle 220 is coupled on the top portion of the backpack 210 and the bottom portion 220b of the handle 220 is positioned below the top portion 220a of the handle 220. Other configurations of the handles 220 can be made as long as a user may carry the backpack 210 on both shoulders at the same time.

[0026] The backpack 610 has an object holder such as the object holder 420 or the object holder 10. The object holder 620 has a pair of shoulder straps along the length of one side on the back wall 640 of the object holder 620. The shoulder straps 688 allow a user to carry the backpack 610 around both shoulders on their back like a backpack. A zipper 680 or other connector type closes the backpack 610. Additional pockets 630 may be added to the outside of the backpack 610 to allow additional storage and quicker access when the backpack 610 is closed.

[0027] A backpack 710, as seen in Fig. 8 has a hook 712 that is shaped to hang on top of a door. The hook 712 is attached to a strap 713 that allows the backpack to rest on the floor, thereby reducing the weight on the hanging structure. A clasp 714 are attached on the pockets 770 to help secure items inside. The clasp 714 can be substituted with velcro or other similar means. Elastic is sewn into the strap 716 to keep the strap 716 at the top of each compartment straight and assist in securing the items in the compartments. Smaller items are stored in the middle compartments

718 and are structured to allow the top to fold down smoothly. Side handles 720 are sewn into the side walls 724 to accommodate additional carrying options. A mesh wall 722 is used to hold any smaller items in the bottom and the wall 722 assists in holding the sides together.

[0028] As seen in Fig. 10, the backpack 710 is in a closed position. The backpack 710 has a top mesh pocket 732 and a bottom mesh pocket 730. Each of the pockets has only a portion that is made of mesh material and the remaining portion of the pockets being of solid material that is not see-through. Solid material that is not see-through is a material that one cannot see through with an unaided eye. The mesh materials 730 and 732 accommodate a ventilation of the pockets. The bottom pocket with the mesh material 730 can have door zippers 740. I-rings are attached to the front portion of the closed backpack to allow for attachments such as bungee cord to attach additional items such as camping equipment or snowboards. An adjustable strap 734 is transversely disposed near the middle section of the front portion of the closed backpack 710. The adjustable strap 734 can secure bulky items such as butt-pads for ice hockey. The butt-pads for instance can hook to the outside with the adjustable clasp 736. The adjustable strap 734 allows for the size of the backpack 710 too be not excessively large since the adjustable strap can take care of extremely bulky equipment. Since, the backpack 710 can be carried on the back of a user, an excessively large backpack may not be desirable. A handle 728 is attached to the top portion of the backpack 720 allowing further flexibility for a user to carry the backpack 710. The backpack 710 can be closed from an open position as seen in Fig. 8 to the closed position as seen in Fig. 10 with a zipper 738 or other fastening means. The side walls 724 can be of a solid material that may or may not accommodate ventilation or the side walls can be of a mesh material

725 as seen in Fig. 17 that accommodates a ventilation of the inside of the backpack 710 through the side walls. The mesh material 725 being on the side walls (on both sides of the backpack) is important because all the inner compartments 770 can be ventilated properly. If both side walls are made of a material that allows ventilation like the mesh material 725, then a cross vent is created to increase the ventilation of the inner compartments (pockets) 770. Furthermore, because the material mesh 725 material is on the side walls, it is not so prone to being worn out as if it was on the front or back side of the backpack. The side walls 724 extend from each side of the bottom portion 782 of the back wall 780 of the backpack 710 where the bottom portion 782 of the back wall 780 of the backpack 710 has a greater width than the top portion 784 of the back wall 780 of the backpack 710. The side walls 724 form angles with the extended portion 786 of the bottom back wall 782 of the backpack 710 accommodating a backpack that closes all sides which then stop any loose items that get out of the compartments 770 from being released from the backpack 710.

[0029] Looking at Fig. 11, the backpack 710 (and also on backpack 810) can have also a strap 752 secured to the top of the backpack 710 that allows for clothes hangers to hang for jerseys or street clothes. A 1 inch webbing 756 under 1 ½ inch webbing is added before stitching. A 1 inch webbing is placed under top clasp before stitching. There must be enough slack allowed for attachment of hangers holding jersey or other clothes. The total webbing length being added appears to be about 6 inches. The 6 inches allows for one inch to be under the top webbing for securement and one inch to be under other clasp strap 758 with four inches exposed allowing for enough slack to hang hangers for jerseys and clothes. A clasp 754 is attached to the clasp strap 752



for hanging the jerseys or street clothes.

[0030] Wheels can also be added to any of the above embodiments allowing a user to cart the backpack. The backpacks 210, 610, and 710 may especially have wheels on a bottom portion allowing for a user to cart the backpacks 210, 610, and 710. Referring to Fig. 15, the backpack 910 is the same as backpack 710 except that backpack 910 includes a pair of wheels 920 that allows for the backpack 910 to be transported on the ground by rolling the backpack along the ground or other surface by pulling from the handle 940.

[0031] Referring to Fig. 19, straps 790 can be used to secure longer items 792 to sides of the backpack 710. The straps 790 may include fasteners such as velcro, clasps and other means of attachment. The straps 790 can be elastic allowing a user to slide items in the openings. Mesh pockets can also be used for holding the longer items 792 in place.

[0032] As seen above, the present invention provides for a backpack and organizer that is equipped with a method of air circulation to effectively air dry articles without complex and expensive structures as well as being an organization and space saving tool. The backpack provides for a quick inventory and access of the objects organized within the backpack.

[0033] While the invention has been particularly shown and described with reference to the preferred embodiments thereof, it will be understood by those skilled in the art that the foregoing and other changes in form and details may be made therein without departing from the spirit and scope of the invention.

### ABSTRACT OF THE DISCLOSURE

A backpack includes a back wall having a hook accommodating the hanging of the backpack when opened, a plurality of compartments on a front surface of the back wall, the plurality of compartments having a front portion being of a mesh material accommodating a view of the objects and a circulation of air within the compartments. The compartments can have shelves projecting from the back wall to accommodate the objects. The wall can be folded or rolled to close the back wall into the backpack for carrying by the shoulder straps through hands or on a back of a user.

16 ~~folded.~~

1           25. (Currently Twice Amended) The bag backpack of claim 24, further comprising a first  
2 side wall and a second side wall ~~extending from the bottom portion~~ attached to a first and second  
3 side of said back wall respectively, the first and second side walls disposed on opposite sides of  
4 said back wall, said first and second side walls being fastened to the sides of a top portion of said  
5 back wall when said back wall is folded.

1           26. (Currently Twice Amended) The bag backpack of claim 25, further comprised of the  
2 ~~bottom portion of said back wall including a first extended portion and a second extended portion~~  
3 ~~extending on said opposite sides of said back wall, the first extended portion of said back wall~~  
4 ~~connected and forming an angle with the first side wall, the second extended portion of said back~~  
5 ~~wall connected and forming an angle with the second side wall, a width of the bottom portion of~~  
6 ~~said back wall being greater than the width of a top portion of said back wall~~ a bottom panel  
7 attached at an angle to said backwall, and to said first and second sidewalls.

1           27. (Currently Twice Amended) The bag backpack of claim 26, wherein when said back  
2 wall is folded, a portion of said back wall that is folded is substantially flat.

Claims 28-31. (Canceled)

1           32. (Currently Once Amended) The ~~bag~~ backpack of claim 26, further comprising a  
2 ~~second unit~~ means for accommodating the hanging of hangers for clothes ~~disposed~~ on the top  
3 portion of the front side of said back wall.

Claim 33. (Canceled)

1           34. (Currently Once Amended) The ~~[[bag]]~~ backpack of claim 24, further comprising ~~[[a]]~~  
2 at least one strap holding securing an object ~~within~~ to said ~~[[bag]]~~ backpack.

1           35. (Currently Twice Amended) A ~~[[bag]]~~ backpack, comprising:  
2 a back wall;  
3 a left wall and right wall extending from at least a portion of said back wall;  
4 a bottom portion ~~formed from~~ attached to a bottom of said back wall and said bottom  
5 portion connecting between a bottom of said right wall and said left wall;  
6 a first wall extending from said bottom portion and assisting in holding ~~at least~~ a sufficient  
7 portion of said left and right walls together ~~to form~~ forming a chamber bottom compartment;  
8 a plurality of compartments on a front surface of said back wall, said plurality of  
9 compartments comprising a front portion comprising of at least a partially see-through material  
10 accommodating a circulation of air within said compartments, said compartments accommodating  
11 a plurality of objects, said plurality of compartments being disposed on a single plane  
12 accommodating full accessibility and a view of the objects within said plurality of compartments

13 when said backpack is in an open position, said back wall folding to close said ~~[[bag]]~~ backpack,  
14 said compartments disposed from a top portion of the front surface of said back wall to a bottom  
15 portion of said back wall; and

16 at least one ~~strap disposed~~ back strap on the back an external surface of said ~~back wall~~  
17 backpack to accommodate ~~[[a]]~~ shoulder and back transport of said ~~[[bag]]~~ backpack, with said  
18 ~~at least one strap being a backpack strap accommodating the transport of said bag on a back of a~~  
19 ~~user.~~

Claim 36. (Cancelled)

1 37. (Currently Twice Amended) The ~~[[bag]]~~ backpack of claim 35, further comprising a  
2 first unit connected to a top side of said back wall, said first unit capable of hanging said back wall  
3 in the single plane to an external object.

1 38. (Currently Twice Amended) The ~~[[bag]]~~ backpack of claim 37, further comprising a  
2 ~~first unit~~ strap accommodating the hanging of garments along a length of said back wall.

1 39. (Previously Added) A backpack, comprising:  
2 a back member having a top, bottom and two sides;  
3 curved side members affixed to a portion of each of said two sides of said back member  
4 ~~and extending from a front side of said back member;~~

5 a bottom member connected to said bottom of said back member and a bottom of each of  
6 said curved side members, said bottom member extending from said front side of said back  
7 member, ~~said back member, said curved side members and said bottom member defining an~~  
8 internal volume;

9 a zipper positioned on said top of said back member, a portion of each side of said back  
10 member [[and]] on said curved side members and said bottom member for selectively connecting  
11 and disconnecting said top and sides of said back member to said curved side members and said  
12 bottom member; and wherein said back wall folds to form a front panel of a backpack  
13 configuration, when fastened shut, a plurality of compartments formed on a front side of said back  
14 member at spaced apart locations, said compartments being within [[said]] an internal volume  
15 when said zipper connects said top and sides of said back member to said curved side member, and  
16 said bottom member, said back member forming a single plane when in an opened position to  
17 accommodate an access and view of objects within said plurality of compartments; and

18 backpack straps positioned on a back side of said back member of said backpack.

1 40. (Currently Once Amended) The backpack of claim 39, further comprising a hook  
2 connected to said back member for hanging said backpack when said ~~zipper is selectively~~  
3 ~~disconnected with said top of said back member from said curved side members and said bottom~~  
4 ~~member~~ backpack is unzipped.

1 41. (Currently Once Amended) The [[bag]] backpack of claim 27, with said back wall

2 being folded by the top portion of said back wall being folded frontally downwards towards the  
3 ~~bottom~~ front portion of said ~~back wall~~ bottom panel accommodating the fastening of one end of  
4 said back wall to the other end when said back wall is folded, and accommodating said first and  
5 second side walls extending from the bottom portion of said back wall being fastened to the sides  
6 of the top portion of said back wall when said back wall is folded.

1 42. (Currently Once Amended) The ~~[[bag]]~~ backpack of claim 27, further comprising a  
2 ~~bottom front~~ wall formed at the front edge of the bottom portion panel of said ~~back wall~~ backpack  
3 and assisting in holding said first and second side walls together to form a bottom ~~chamber~~ cavity  
4 for holding objects at the bottom.

1 43. (Currently Once Amended) The ~~[[bag]]~~ backpack of claim 38, with said back wall  
2 folding to close said bag by folding the top portion ~~of the front surface~~ of said back wall to the  
3 ~~front surface~~ edge of ~~[[the]]~~ a bottom portion of said back wall to couple with said bottom portion  
4 formed from a bottom of said backwall, said left wall and said right wall extending from the  
5 bottom portion of said back wall and upwards from said bottom of said backwall forming a bottom  
6 of said backpack.

1 44. (Currently Once Amended) The backpack of claim 40, with said back member  
2 selectively connecting and disconnecting said ~~top of said~~ back member to said curved side ~~member~~  
3 members and ~~[[said]]~~ the front of said bottom member by folding said back member frontally

4 downwards toward the bottom member to fasten and close said backpack and [[opens]]  
5 unfastening said backpack to unfold said back member upwards to a hanging position.



**IN THE FIGURES**

Please delete Figures 1, 2, 4, 5, 6, 9, 16 and 18.

**REMARKS**

The granting of an interview by Examiner Tri M. Mai, and the courtesy and professionalism of Examiner Mai are sincerely appreciated, especially in reviewing the proposed affidavit of commercial success and the invention model presented by Inventor Mr. Albritton.

As a result of the discussions during the interview, and the suggestions of Examiner Mai, this Amendment is presented.

The claims 1-23, 28-31 and 33 are canceled. The claims 24-27, 32, 34, 35, and 37-44 are amended to particularly claim a backpack configuration and to more clearly state the claims. In addition, Figures 1, 2, 4, 5, 6, 9, 16 and 18 are being deleted.

In regard to the obviousness rejections in the last Office action (Paper No. 12) mailed 25 July 2003, the arguments presented in Applicant's previous Amendment after final are incorporated herein.

Notwithstanding the citation of the prior art, which does not show Applicant's invention as argued in the above-referenced Amendment after final, Applicant submits that the Affidavit of Commercial Success overwhelmingly confirms that a need exists for Applicant's invention.

In view of the above, Applicant respectfully requests an allowance of the amended claims.

Respectfully submitted,



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I.D.: REB/FJD

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

KENNETH BUCK ALBRITTON

Serial No.: 09/995,615

Examiner: MAI, TRI M.

Filed: 29 November 2001

Art Unit: 3727

For: PORTABLE LOCKER BACKPACK (*amended*)

**TRANSMITTAL OF AFFIDAVIT OF COMMERCIAL SUCCESS**

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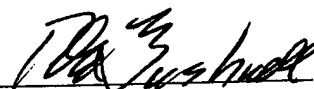
P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Accompanying this Transmittal is an Affidavit of Commercial Success for the above-captioned application.

Respectfully submitted,



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